



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	DELAWARE REAL ESTATE COMMISSION SUBCOMMITTEE TO REVIEW STATUTE REVISIONS
MEETING DATE AND TIME:	Thursday August 19, 2010 at 9:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Public Service Commission Hearing Room First floor of the Cannon Building
MINUTES APPROVED:	October 22, 2010

MEMBERS PRESENT

Christopher J. Whitfield
Ricky H. Allamong
Andy Staton
Vincent White
Larry Tims

DIVISION STAFF/ DEPUTY ATTORNEY GENERAL

Eileen Heeney, Deputy Attorney General
Gayle Melvin, Administrative Specialist III

ALSO PRESENT

Andy Taylor
Charlotte Herbert
Dick Brogan

CALL TO ORDER

Mr. Whitfield called the meeting to order at 9:10 a.m.

REVIEW OF MINUTES

The Subcommittee reviewed the minutes from the July 20, 2010 meeting. A motion was made by Mr. Staton, seconded by Mr. Tims to approve the minutes. The motion passed unanimously.

REVIEW OF PROPOSED STATUTE REVISIONS

The language regarding CMAs was reviewed and changes were made. A motion was made by Mr. Allamong, seconded by Mr. Staton to approve the language. The motion passed unanimously.

A discussion was held about cease and desist language. The discussion included if a broker of record's license is suspended or revoked, should the office have to shut down or is the public being protected if that broker names another broker as the broker of record and continues to work in the office as an unlicensed assistant, office manger, etc. The action is being taken against the broker of record, not the firm. Mr. White reported that some states do have guidelines regarding this. It was decided to add this as an initiative.

Proposed changes were made to Sections 2901, 2912, 2933, 2934, and 2938.

A motion was made by Mr. Allamong, seconded by Mr. Staton to accept the proposed revisions to the statute and forward them to the Real Estate Commission for review at their next meeting. The motion passed unanimously. The initiatives that will be included in the Sunset Questionnaire are auctioneers, new home sales representatives, property managers and regulating brokerage organizations. White papers will be written detailing the pros and cons. Mr. Staton will write the white paper for auctioneers. Mr. Allamong will write the one for new home sales representatives. Mr. Whitfield will write the one for property manager and Mr. White will write the one for regulating brokerage organizations.

REVIEW OF PROPOSED REVISIONS TO THE RULES AND REGULATIONS

This was tabled until the next meeting.

OTHER BUSINESS BEFORE THE SUBCOMMITTEE (for discussion only)

There was no other business before the Subcommittee.

PUBLIC COMMENT

There was no other public comment at this meeting.

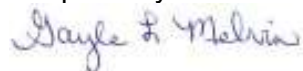
NEXT SCHEDULED MEETING

The next meeting was scheduled for October 5, 2010 at 9:00 a.m.

ADJOURNMENT

A motion was made by Mr. Allamong, seconded by Mr. Staton to adjourn the meeting. The motion passed unanimously. The meeting adjourned at 11:10 a.m.

Respectfully submitted,



Gayle L. Melvin
Administrative Specialist III